

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

JUSTIN PULLIAM,

*Plaintiff,*

v.

Civil Action No. 4:22-cv-4210

COUNTY OF FORT BEND, TEXAS;  
SHERIFF ERIC FAGAN, in his  
individual capacity; OFFICER ROBERT  
HARTFIELD, in his individual capacity;  
OFFICER JONATHAN GARCIA, in his  
individual capacity; OFFICER TAYLOR  
ROLLINS, in his individual capacity;  
and OFFICER RICKY RODRIGUEZ, in  
his individual capacity,

*Defendants.*

**PLAINTIFF'S OBJECTIONS TO AND REQUESTS FOR  
AUTHENTICATION OF DEFENDANTS' EXHIBITS**

Below Plaintiff objects to and requests authentication of specific exhibits in Defendants' exhibit list. Additionally, if Defendants move to exclude any of Plaintiff's evidence on the ground that Plaintiff's Rule 26 initial disclosures were inadequate, Plaintiff reserves the right to object to Defendants' exhibits that were not identified as within Defendants' possession in Defendants' Rule 26 initial disclosures (Plaintiff will not raise a Rule 26 initial disclosure objection to any exhibit in the first instance). Plaintiff uses the phrase "Preserved Rule 26 Objection" for each undisclosed exhibit in the below table.

No.	Description	Requiring Authentication?	Objection(s)
DX-1	Livestream Video of Jul. 12, 2021 Incident		
DX-2	<i>Impeachment Exhibit</i> FBCSO Current Media Distribution List	Yes	Witness personal knowledge must be established;  Preserved Rule 26 Objection
DX-3	FBCSO General Order #05-04 <i>Social Media and Related Communications</i> Effective: Jun. 1, 2017		Preserved Rule 26 Objection
DX-4	FBCSO General Order #05-04 <i>Social Media and Related Communications</i> Effective: Oct. 1, 2021		Preserved Rule 26 Objection
DX-5	FBCSO General Order #05-04 <i>Social Media and Related Communications</i> Effective: Feb. 25, 2025		Preserved Rule 26 Objection
DX-6	FBCSO General Order #08-03 <i>Public Information and Media Relations</i> Effective: Jun. 1, 2017		Preserved Rule 26 Objection
DX-7	FBCSO General Order #08-03 <i>Public Information and Media Relations</i> Effective: Oct. 1, 2021		Preserved Rule 26 Objection
DX-8	FBCSO General Order #08-03 <i>Public Information and Media Relations</i> Effective: Dec. 29, 2022		Preserved Rule 26 Objection
DX-9	<i>Impeachment Exhibit</i> Livestream Video Taken On Oct. 2, 2023		Only admissible if the requirements of Federal Rule of Evidence 613 are first satisfied
DX-10	<i>Impeachment Exhibit</i> Livestream Video Taken On Nov. 5, 2023		Only admissible if the requirements of Federal Rule of Evidence 613 are first satisfied

No.	Description	Requiring Authentication?	Objection(s)
DX-11	<i>Impeachment Exhibit</i> Livestream Video Taken On Oct. 15, 2024		Only admissible if the requirements of Federal Rule of Evidence 613 are first satisfied
DX-12	<i>Impeachment Exhibit</i> YouTube Video Published On Mar. 4, 2024		Only admissible if the requirements of Federal Rule of Evidence 613 are first satisfied
DX-13	<i>Impeachment Exhibit</i> YouTube Video Published On Nov. 7, 2024		Only admissible if the requirements of Federal Rule of Evidence 613 are first satisfied
DX-14	<i>Impeachment Exhibit</i> YouTube Video Published On Dec. 5, 2024		Only admissible if the requirements of Federal Rule of Evidence 613 are first satisfied
DX-15	<i>Impeachment Exhibit</i> 911 Call Related to Dec. 21, 2021 Arrest	Yes	Witness personal knowledge must be established;  Hearsay to the extent used to prove that statements made during call were true;  Preserved Rule 26 Objection
DX-16	Detailed History for Police Event #P213550380		Preserved Rule 26 Objection
DX-17	FBCSO Offense Report No. 21-50632		Preserved Rule 26 Objection
DX-18	Edwin Kraft Emergency Transport Log		Preserved Rule 26 Objection
DX-19	Edwin Kraft Indictment for Aggravated Assault of a Public Servant <i>The State of Texas v. Edwin Kraft</i>		Preserved Rule 26 Objection
DX-20	Audio Recording of Edwin Kraft Apprehension on Dec. 21, 2021		Preserved Rule 26 Objection

<b>No.</b>	<b>Description</b>	<b>Requiring Authentication?</b>	<b>Objection(s)</b>
DX-21	Edwin Kraft Mugshot		Preserved Rule 26 Objection
DX-22	Aerial Photograph of Kraft Gas Station		Preserved Rule 26 Objection
DX-23	Aerial Photograph of Kraft Gas Station		Preserved Rule 26 Objection
DX-24	Photograph of Kraft Mobile Home		Preserved Rule 26 Objection
DX-25	Photograph of Kraft Gas Station and Kraft Mobile Home		Preserved Rule 26 Objection
DX-26	Photograph of Perimeter Fence at Kraft Gas Station and Mobile Home		Preserved Rule 26 Objection
DX-27	Photograph of Kraft Mobile Home		Preserved Rule 26 Objection
DX-28	Photograph of Kraft Mobile Home		Preserved Rule 26 Objection
DX-29	Photograph of Kraft Mobile Home		Preserved Rule 26 Objection
DX-30	Photograph of Kraft Gas Station		Preserved Rule 26 Objection
DX-31	Photograph of Business Across from Kraft Gas Station		Preserved Rule 26 Objection
DX-32	Photograph of Business Across from Kraft Gas Station		Preserved Rule 26 Objection
DX-33	Photograph of Kraft Gas Station		Preserved Rule 26 Objection
DX-34	Photograph of Kraft Gas Station		Preserved Rule 26 Objection
DX-35	Google Maps Image of Kraft Gas Station		Preserved Rule 26 Objection

No.	Description	Requiring Authentication?	Objection(s)
DX-36	Aerial Image of Kraft Gas Station		Preserved Rule 26 Objection
DX-37	Justin Pulliam Dash-Cam Video of Dec. 21, 2021 Arrest		Preserved Rule 26 Objection
DX-38	Justin Pulliam Body-Cam Video of Dec. 21, 2021 Arrest		Preserved Rule 26 Objection
DX-39	Justin Pulliam Handheld-Cam Video of Dec. 21, 2021 Arrest		Preserved Rule 26 Objection
DX-40	FBCSO Offense Report No. 21-50633		Preserved Rule 26 Objection
DX-41	Plaintiff's Original Complaint ECF No. 1 filed on Dec. 5, 2022		
DX-42	Plaintiff's First Amended Complaint ECF No. 33 filed on Feb. 13, 2023		
DX-43	<i>Impeachment Exhibit</i> Excerpt of Justin Pulliam Deposition Testimony on Aug. 11, 2023		Only admissible if the requirements of Federal Rule of Evidence 613 are first satisfied
DX-44	Texas Penal Code Section 38.15		
DX-45	Indictment for Case No. 22-000112 <i>The State of Texas v. Justin Pulliam</i>		
DX-46	Charge of Court for Case No. 22-000112 <i>The State of Texas v. Justin Pulliam</i>		
DX-47	Jury Questions for Case No. 22-000112 <i>The State of Texas v. Justin Pulliam</i>		
DX-48	Motion to Dismiss for Case No. 22-000112 <i>The State of Texas v. Justin Pulliam</i>		

No.	Description	Requiring Authentication?	Objection(s)
DX-49	Department Wide Warning(s) Issued Regarding Edwin Kraft		Witness personal knowledge must be established;  Hearsay;  Preserved Rule 26 Objection
DX-50	FBCSO Offense Report No. 20-33646		Preserved Rule 26 Objection
DX-51	Detailed History for Police Event #P202570218		Hearsay;  Preserved Rule 26 Objection
DX-52	FBCSO Offense Report No. 21-47345		Hearsay;  Preserved Rule 26 Objection
DX-53	Detailed History for Police Event #P213320345		Hearsay;  Preserved Rule 26 Objection
DX-54	Detailed History for Police Event #P213340509		Witness personal knowledge must be established;  Hearsay;  Preserved Rule 26 Objection
DX-55	Detailed History for Police Event #P213320655		Witness personal knowledge must be established;  Hearsay;  Preserved Rule 26 Objection
DX-56	Detailed History for Police Event #P213340388		Witness personal knowledge must be established;  Hearsay;  Preserved Rule 26 Objection

No.	Description	Requiring Authentication?	Objection(s)
DX-57	Detailed History for Police Event #P213350572		Witness personal knowledge must be established;  Hearsay;  Preserved Rule 26 Objection
DX-58	Edwin Kraft Indictment for Stalking <i>The State of Texas v. Edwin Kraft</i>		Preserved Rule 26 Objection
DX-59	Dep. Ricky Rodriguez Dash-Cam Video of Dec. 21, 2021 Arrest		
DX-60	<i>Impeachment Exhibit</i> YouTube Video Published On Feb. 10, 2025		Only admissible if the requirements of Federal Rule of Evidence 613 are first satisfied

Dated: July 1, 2025.

Respectfully submitted,

/s/ Christen Mason Hebert

Christen Mason Hebert, Attorney-in-Charge

Texas Bar No. 24099898

Federal ID No. 3844981

Jeffrey Rowes\*, of counsel

Texas Bar No. 24104956

Michael Peña\*, of counsel

Texas Bar No. 24131580

INSTITUTE FOR JUSTICE

816 Congress Ave., Suite 970

Austin, TX 78701

(512) 480-5936

chebert@ij.org

jrowes@ij.org

mpena@ij.org

\*Admitted *pro hac vice*

*Attorneys for Plaintiff*

**CERTIFICATE OF SERVICE**

I hereby certify that on July 1, 2025, a true and correct copy of the foregoing document was filed via the Court's CM/ECF system and served upon all counsel of record.

/s/ Christen Mason Hebert

Christen Mason Hebert, Attorney-in-Charge

*Attorney for Plaintiff*